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## 8 || Attorneys for Defendants

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

12 ELIAS ANDRE KHOURY, )  
13 Plaintiff, )  
14 v. )  
15 MICHAEL CHERTOFF, Secretary of the )  
Homeland Security; EMILIO T. GONZALEZ, )  
16 Director of United States Citizenship and )  
Immigration Services; ROSEMARY MELVILLE,)  
17 San Francisco Director, United States )  
Citizenship and Immigration Services;) )  
18 ROBERT S. MUELLER, III, Director of the )  
Federal Bureau of Investigations,) )  
19 Defendants. )  
20 )  
No. C 07-2583 PVT  
**STIPULATION TO DISMISS AND**  
**[PROPOSED] ORDER**

21 Plaintiff, by and through his attorney of record, and Defendants, by and through their attorneys  
22 of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled  
23 action without prejudice in light of the fact that the United States Citizenship and Immigration  
24 Services is now prepared to adjudicate plaintiff's application for naturalization and agrees to  
25 adjudicate such application within 30 days of the dismissal of this action.

26 Each of the parties shall bear their own costs and fees.

27 | //

Stip. to Dismiss  
C07-2583 PVT

1 Date: July 26, 2007

Respectfully submitted,

2 SCOTT N. SCHOOLS  
3 United States Attorney

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6 EDWARD A. OLSEN  
7 Assistant United States Attorney  
8 Attorneys for Defendants

9 Date: July 25, 2007

10   
11 LAWRENCE FONG  
12 Attorney for Plaintiff

13  
14 ORDER

15 Pursuant to stipulation, IT IS SO ORDERED.

16 Date: August 14, 2007

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18 PATRICIA V. TRUMBULL  
19 United States Magistrate Judge

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Stip. to Dismiss  
C07-2583 PVT